

Department of Community Planning and Economic Development – Planning Division Report

Variance Request
BZZ-3442

Date: April 19, 2007

Applicant: Ronald Eibensteiner

Address of Property: 4849 Morgan Avenue South

Contact Person and Phone: Ronald Eibensteiner, (612) 338-8948

Planning Staff and Phone: Brian Schaffer, (612) 673-2670

Date Application Deemed Complete: March 29, 2007

Public Hearing Date: April 19, 2007

Appeal Period Expiration: April 30, 2007

End of 60 Day Decision Period: May 28, 2007

Ward: 13 **Neighborhood Organization:** Lynnhurst Neighborhood Association

Existing Zoning: R1A Single Family District

Appeal of the decision of the Zoning Administrator: Ronald Eibensteiner is appealing the decision of the Zoning Administrator that the property located at 4849 Morgan Avenue South is in compliance with the conditions of approval of a previously granted variance to allow for a rear addition to an existing single family dwelling.

525.170. Appeals of decisions of the zoning administrator. All findings and decisions of the zoning administrator, planning director or other official involved in the administration or the enforcement of this zoning ordinance shall be final subject to appeal to the board of adjustment, except as otherwise provided by this zoning ordinance. Appeals may be initiated by any affected person by filing the appeal with the zoning administrator on a form approved by the zoning administrator. All appeals shall be filed within ten (10) calendar days of the date of the decision. Timely filing of an appeal shall stay all proceedings in the action appealed, unless the zoning administrator certifies to the board of adjustment, with service of a copy to the applicant, that a stay would cause imminent peril to life or property, in which case the proceedings shall not be stayed. The board of adjustment shall hold a public hearing on each complete application for an appeal as provided in section 525.150. All findings and decisions of the board of adjustment concerning appeals shall be final, subject to appeal to the city council as specified in section 525.180.

CPED Planning Division Report
BZZ-3442

Background and Analysis:

The applicant has submitted plans to address the storm water drainage and meet the conditions of approval of the previously granted variance. The applicant has requested a continuance to allow staff to review the proposed plan. Staff is asking that this item be continued one cycle to the May 3, 2007 Board of Adjustments meeting.